

AO 440 (Rev. 8/01) Summons in a Civil Action

JUDGE RAKOFF

UNITED STATES DISTRICT COURT

Southern

District of

New York

Mirabai Simon

SUMMONS IN A CIVIL ACTION

V.

City of New York, Police Officer Isidro Carrion  
and Police Officer Janice Marshall

CASE NUMBER:

08 CIV 5231

TO: (Name and address of Defendant)

Police Officer Isidro Carrion  
59th Street - Columbus Circle (New York City Subway)  
New York, NY 10019

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Jennifer Smith  
Beranbaum Menken Ben-Asher & Bierman, LLP  
80 Pine Street, 32nd Floor  
New York, NY 10005

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK

(By) DEPUTY CLERK

DATE

JUN 06 2008

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## RETURN OF SERVICE

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE <u>July 2, 2008 at 9:15am</u>
NAME OF SERVER (PRINT) <u>Barry German</u>	TITLE <u>Process Server</u>

Check one box below to indicate appropriate method of service

☐ Served personally upon the defendant. Place where served:59th Street - Columbus Circle  
(New York City Subway)  
New York, NY 10019☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left:

☐ Returned unexecuted:☒ Other (specify): served upon P.A.A. "Jane Smith", co-worker of the defendant. F, Blk, Blk, 40, 5'6, 190

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL <u>\$0.00</u>
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## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

July 3, 2008  
Date

Signature of Server

Barry German - 9828668685 17th Ave Brooklyn NY 11214  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.